IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

CIVIL APPLICATION NO.1773 OF 2006

IN

WRIT PETITION NO.3801 OF 1998

M/s. J.K.Shah & Company. ....Petitioner.

Vs.

Piloo Fali Bomanjee & Ors. ...Respondents.

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Mr.B.I. Dalvi for the Petitioner.

Mr.P.s. Dani i/b. Humranwala & Co. for the Respondents.

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CORAM : DR.D.Y.CHANDRACHUD, J.

July 17, 2006.

P.C. :

Counsel appearing on behalf of the Original Petitioner undertakes to this Court that Bhatta for effecting service for newly added Respondent No.1a to 1d would be paid within two weeks from today and steps will be taken to cause service to be effected on the said Respondents within four weeks

thereafter. In view of the undertaking which is tendered, the Petition is restored to file as against Respondent Nos.1a to 1d and the order of the Registrar (Judicial) dated 23rd January 2006 by consent is set aside.

Having regard to the fact that the issue relates to the bona fide requirement of the landlord, it is directed that the petition be placed for final hearing after service is complete.

The Civil Application is disposed of.

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